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PTO/SB/21 (02-04)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/695,022
Filing Date	October 23, 2000
First Named Inventor	Steven Z. Wu
Art Unit	3738
Examiner Name	Paul B. Prebilio
Attorney Docket Number	50623.87

Total Number of Pages in This Submission

3

ENCLOSURES (check all that apply)

☐ Fee Transmittal Form PTOL-85 (in duplicate) (2 pages)

☐ Fee Attached

☒ Statement of the Substance of Telephonic Interview on November 3, 2005 (2 pages)

☐ After Final

☐ Affidavits/declaration(s)

☐ Petition For Extension of Time (___ months) (in duplicate)

☒ Express Mail Label No. EV 721 157 935 US

☒ Postage Paid Return Postcard

☐ Deposit Account 07-1850 Authorization

☐ Response to Missing Parts/ Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Formal Drawing Replacement Sheet & Sheet Annotated Marked-up Drawing

☐ Amendment Transmittal letter (in duplicate)

☐ Request To Amend Drawings Under 37 CFR 1.121 (in duplicate)

☒ Certificate of Mailing

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Statement of Common Ownership

☐ CD, Number of CD(s) _____

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☐ Other Enclosure(s) (please identify below):

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Squire, Sanders & Dempsey L.L.P.
Mark Lupkowski, Reg. No. 49,010

Signature

Date

November 28, 2005

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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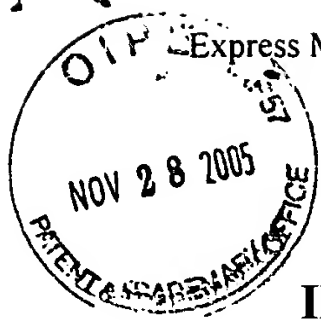
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Signature

Date

November 28, 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Examiner: Paul B. Prebilic

Steven Z. Wu et al.

Serial No.: 09/695,022

Art Unit: 3738

Filed: October 23, 2000

Title: Implantable Drug Delivery Prosthesis

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**STATEMENT OF THE SUBSTANCE OF
TELEPHONIC INTERVIEW ON NOVEMBER 3, 2005**

Dear Examiner Prebilic:

This is a Statement of the Substance of the telephonic interview which occurred on November 3, 2005 regarding the Response to Requirement of Supplemental Oath or Declaration in Notice of Allowability that was filed with the U.S. Patent Office on October 19, 2005 by the Applicant's attorney.

Claims discussed

No claims were discussed.

Prior art discussed

No prior art was discussed.

Summary of Discussion

The Response to Requirement of Supplemental Oath or Declaration in Notice of Allowability was discussed. In the Response, Applicant's attorney asserted that a Supplement Oath or Declaration should not be required. Alterations made on the Office's copy of the

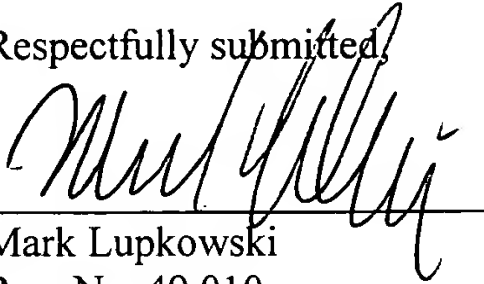
specification were not made by Applicant or Applicant's attorney. The Examiner indicated that the Supplemental Oath or Declaration would not be required.

If the Examiner has any questions or concerns, the Examiner is invited to telephone the undersigned attorney at (415) 954-0297.

Date: November 28, 2005

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Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Mark Lupkowski', written over a horizontal line.

Mark Lupkowski
Reg. No. 49,010
Attorney for Applicant